

JAMES H. TULLY JR., PRESIDENT
THOMAS H. LYNCH
FRANCIS R. KOENIG

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

January 9, 1981

Barker Brothers, Inc.
1666 Summerfield St.
Brooklyn, NY 11227

Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1090(a) of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,

Kathy Pfaffenbach

cc: Petitioner's Representative
Allan R. Levine
Goldstein, Golub, Kessler & Co.
245 Park Ave.
New York, NY 10017
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of :
Barker Brothers, Inc. : DEFAULT ORDER
: 80-F-39
for Redetermination of Deficiency or for Refund of :
Corporation Franchise Tax under Article 9A :
of the Tax Law for the Fiscal year 7/1/75-6/30/76. :

Petitioner(s) Barker Brothers, Inc. filed a petition for redetermination of deficiency or for refund of Corporation Franchise Tax under Article 9A of the Tax Law for the Fiscal year 7/1/75-6/30/76. File No. 24316.

A formal hearing on the petition was scheduled before Doris Steinhardt, at the offices of the State Tax Commission, Two World Trade Center, Rm. 65-51, New York, New York 10047 on Tuesday, October 28, 1980 at 9:15 a.m. Notice of said formal hearing was given to petitioner(s) and petitioner's representative. Petitioner(s) did not appear at the formal hearing. A default has been duly noted.

Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the petition of Barker Brothers, Inc. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
JANUARY 9, 1981